THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION NO.24192 of 2006

22nd November 2006

Between:

1. Ch.Santhosh Kumar, S/o.Ramaiah, 36 years, Lab Technician Gr.II, O/o.Community Health Centre, Gajwel, Medak District.

And two others.

...PETITIONERS

AND

1. The District Medical & Health Officer, Medak District at Sangareddy.

And seven others.

...RESPONDENTS

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.24192 of 2006

ORDER: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard both the sides. At their request, the Writ Petition itself is taken up for disposal at the admission stage.

The petitioners are the unsuccessful applicants before the Andhra Pradesh Administrative Tribunal, Hyderabad ('the Tribunal' for brevity), who have filed an application under Section 19 of the Administrative Tribunals Act, 1985, *inter alia*, assailing the impugned order dated 02.09.2002 whereby their services were terminated.

The case of the petitioners is to the effect that having appointed in pursuance to the notification, after verifying that they were fully qualified, the respondents ought not to have terminated them from service. After contest, the Tribunal found that the appointment was on contract basis. That apart, the petitioners have not acquired the required eligible qualification of Post Graduate Diploma in Medical Lab Technology. Therefore, their request was not acceded to and

rejected their application.

Considering the submissions made on either side and on perusal of the material available on record, we are of the view that since the petitioners are not qualified as per the notification issued, the appointment would not confer any right or entitle them to continue as such. Further, the appointment made is on contract basis and so, nothing can be made out by the petitioners to seek such relief. Hence, we do not find any merits in the Writ Petition.

The Writ Petition is accordingly dismissed. No costs.

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(B.PRAKASH RAO, J)

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(C.V.NAGARJUNA REDDY, J)

22nd November 2006
RRB